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Attorneys for Defendants Hartford Fire Insurance Co., Hartford Accident and Indemnity Co., and Hartford Casualty Insurance Co.

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

RIMINI STREET, INC., a Nevada corporation,

Plaintiff,

vs.

HARTFORD FIRE INSURANCE COMPANY; HARTFORD ACCIDENT AND INDEMNITY COMPANY; HARTFORD CASUALTY INSURANCE COMPANY; DOES 1 through X, inclusive; and ROE CORPORATIONS I through X, inclusive,

Defendants.

No. 2:15-CV-02292-JCM-CWH

NOTICE OF RELATED CASES

TO BE FILED IN:

No. 2:15-CV-02292-JCM-CWH
No. 2:10-CV-00106-LRH-PAL

1 Pursuant to Local Rule 7-2.1, Defendants Hartford Fire Insurance Company, Hartford
2 Accident and Indemnity Company, and Hartford Casualty Insurance Company (collectively,
3 “Hartford”) respectfully provide notice that this action is related to the following action also
4 pending in the United States District Court for the District of Nevada: *Oracle USA, Inc. et al. v.*
5 *Rimini Street, Inc., et al.*, No. 2:10-cv-00106-LRH-PAL (Jan. 25, 2010) (the “*Oracle* lawsuit”).
6 The *Oracle* lawsuit is pending before the Honorable Larry R. Hicks.

7 1. On December 4, 2015, Hartford filed its Notice of Removal in this matter.

8 2. Local Rule 7-2.1 provides that “Counsel who has reason to believe that an action
9 on file or about to be filed is related to another action on file (whether active or terminated)
10 shall file in each action and serve on all parties in each action a notice of related cases. This
11 notice shall set forth the title and number of each possibly related action, together with a brief
12 statement of their relationship and the reasons why assignment to a single district judge and/or
13 magistrate judge is desirable.”

14 3. Subpart (d) of Local Rule 7-2.1 provides that an action “may be considered
15 related to another action when: . . . (d) For any other reason, it would entail substantial
16 duplication of labor if the actions were heard by different district judges or magistrates judges.
17 The assigned judges will make a determination regarding the consolidation of the actions.”

18 4. In its First Amended Complaint in this action, Rimini Street, Inc. (“Rimini”)
19 seeks declaratory relief that certain liability insurance policies issued by Hartford to Rimini
20 (“Policies”) obligate Hartford (1) to defend Rimini in the *Oracle* lawsuit and (2) to indemnify
21 Rimini for the damages awarded in that lawsuit up to the Policies’ cumulative limits of liability.
22 [FAC ¶¶57-74 (First and Second Causes of Action); *id.* at 13-14 (Prayer for Relief).]

23 5. According to the First Amended Complaint, Hartford has reimbursed under a
24 reservation of rights approximately \$1.4 million of the \$6.5 million in attorneys’ fees and costs
25 Rimini allegedly incurred in defending the *Oracle* lawsuit “from the date of tender in May 2015
26 through October 2015.” [FAC ¶¶ 52-53.] The First Amended Complaint also contends that
27 Hartford has refused to acknowledge its alleged obligation under the Policies to indemnify
28 Rimini for any liability incurred in connection with the adverse jury verdict in the *Oracle*

1 lawsuit, or to pay additional amounts that may become owed to Rimini as supplementary
2 payments. [FAC ¶ 55.]

3 6. Hartford's obligation under the Policies to pay Rimini's defense costs, the
4 adverse verdict in the *Oracle* lawsuit up to the Policies' cumulative limits, and any additional
5 amounts that may become owed to Rimini as supplementary payments, is in controversy.

6 7. Resolution of the insurance coverage issues in controversy in this action will
7 require, *inter alia*, a detailed analysis of events and actions in the *Oracle* lawsuit and the
8 application of the terms and conditions of the Policies to those events and actions. That lawsuit
9 has been ongoing for almost six years (since January 2010), with multiple summary judgment
10 rulings and other substantive motions, resulting in a 3-week jury trial, and now significant post-
11 trial motion practice. Hartford respectfully suggests that, if this action were assigned to Judge
12 Hicks, his knowledge of the extensive record in the *Oracle* lawsuit will result in a significant
13 reduction in duplication of labor among the Judges and Magistrate Judges of this Court.

14 DATED this 7th day of December, 2015.

15 By /s/ Jon T. Neumann

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28

CERTIFICATE OF SERVICE

I hereby certify that on December 7, 2015, I caused to be electronically filed the foregoing document with the clerk of the court for the U.S. District Court, District of Nevada, using the electronic case filing system. The electronic case filing systems sent a "Notice of Electronic Filing" to the attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means.

By /s/ Jacqueline Magee
An employee of Fox Rothschild LLP